

**APPROVED
CODE ENFORCEMENT BOARD
SEMINOLE COUNTY, FLORIDA**

MINUTES

**October 28, 2004 - 1:30 pm
Seminole County Services Building – Room 1028
1101 East First St, Sanford FL**

I Call to Order

The scheduled meeting of the Seminole County Code Enforcement Board was called to order at 1:45 pm in the Seminole County Services Building, Room 1028, 1101 East First St, Sanford FL.

A few moments of silence was held followed by the Pledge of Allegiance.

II Pledge of Allegiance

III Roll Call

Members Present: Tom Hagood, Chair
 Jean Metts, Vice Chair
 Anne Blakey
 Jay Ammon

Members Excused: Larry Lawver
 Bill Fahey
 Stewart Fritz

Present & Sworn: Thomas J. Bowden, Respondent, 04-68-CEB
 Alfred Santiago, Respondent, 04-76-CEB
 Deborah Leigh, Senior Code Enforcement Officer, SCSO
 Dorothy Hird, Code Enforcement Officer, SCSO
 Pamela Taylor, Code Enforcement Officer, SCSO
 Joann Davids, Code Enforcement Officer, SCSO
 Jerry Robertson, Code Enforcement Officer, SCSO
 Donna Wisniewski, Code Enforcement Officer, SCSO

Others Present: Daniel F. Mantzaris, Code Enforcement Board Attorney
 Connie R. DeVasto, Clerk to the Code Enforcement Board

IV Swearing in of Witnesses

None

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V Agenda Update & Approval

The published agenda was revised to allow respondents and witnesses present at today's hearing to be heard first. The remaining cases would then be heard in the order originally published.

**MOTION BY JEAN METTS, SECONDED BY ANNE BLAKEY
TO APPROVE THE REVISED AGENDA.**

**TOM HAGOOD – YES
ANNE BLAKEY – YES**

**JEAN METTS – YES
JAY AMMON – YES**

MOTION CARRIED 4 – 0.

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The following case will not be heard today:

Lucinda Hopponen & John Goodman, 04-70-CEB, Complied Prior to Hearing
Dewey & Gerald McElreath Trustee, 04-71-CEB, Continued at Staff Request
Bennie Miller, Jr., 04-72-CEB, Complied Prior to Hearing
James Higgins & Nancy Johnson, 04-75-CEB, Withdrawn by Staff
Earl & Ruby Lewis, 04-29-CEB, Continued at Staff Request

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SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
OCTOBER 28, 2004

Case No: 04-68-CEB
Thomas J. Bowden
Code Enforcement Officer: Dorothy Hird
Complaint No: 2004CE000352

New Case.

Violation Charged: Seminole County Code, Chapter 95, Section 95.4 as defined in 95.3(l) and Seminole County Land Development Code, Chapter 30, Section 30.762 and 30.763.

Described as: 1) Junked or abandoned vehicles not being kept within an attached carport or an enclosed garage.
2) Travel trailer and warehouse being occupied without first applying for and obtaining a Special Exception from the Board of Adjustment.

Location: 150 South Street, Fern Park (Commission District 4)
Tax Parcel ID # 19-21-30-502-0A00-001B

Dorothy Hird, Code Enforcement Officer, testified on behalf of the County and entered into evidence photographs of the violations. Officer Hird testified that she inspected the property yesterday and the property is not in compliance.

Officer Hird further testified that that she spoke to the person who is living in the travel trailer and he said he would be moving out in a couple of weeks.

Officer Hird stated the recommendation would be to give the Respondent 6 months to move everyone off the property.

Thomas Bowden, Respondent, testified on his behalf and advised the Board that there are homeless people occupying the warehouse.

After discussion of this case by the Board:

**MOTION BY JEAN METTS, SECONDED BY JAY AMMON THAT
THE FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER BE:**

FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER

Based on the testimony and evidence presented in case number 04-68-CEB, it is determined that the Respondent is:

- (a) the owner of record of the property (Tax Parcel ID # 19-21-30-502-0A00-001B) located at 150 South Street, Fern Park, located in Seminole County and legally described as follows:
LEG BEG 133 FT W OF NE COR LOT 1 RUN W 120.19
FT S 37 DEG 49 MIN 24 SEC W 44.76 FT S 52 DEG 10
MIN 36 SEC E 97 FT NELY TO BEG BLK A OAK RIDGE
PARK PB 8 PG 11
- (b) in possession or control of the property; and
- (c) in violation of Seminole County Code, Chapter 95, Section 95.4 as defined in 95.3(l) and Seminole County Land Development Code, Chapter 30, Section 30.762 and 30.763.

It is hereby ordered that the Respondent correct the following violation on or before **November 26, 2004**. In order to correct the violation, the Respondent shall take the following remedial action:

- 1) REMOVE THE JUNKED OR ABANDONED VEHICLES NOT BEING KEPT WITHIN AN ENCLOSED GARAGE OR AN ATTACHED CARPORT.**

It is further ordered that the Respondent correct the following violation on or before **April 30, 2005**. In order to correct the violation, the Respondent shall take the following remedial action:

- 2) CEASE AND DESIST THE OCCUPANCY OF THE TRAVEL TRAILER AND/OR WAREHOUSE ON THIS PROPERTY WITHOUT A SPECIAL EXCEPTION BY THE BOARD OF ADJUSTMENT.**

If the Respondent does not comply with the Order, a fine of **\$100.00** will be imposed for each day the violations continue, or are repeated after compliance past **November 27, 2004 for violation (1) and May 1, 2005 for violation (2)**. The Respondent is further ordered to contact the Seminole County Code Officer to arrange for an inspection of the property to verify compliance. Any fine imposed shall continue to accrue until such time as the Code Officer inspects the property and verifies compliance with this Order.

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
OCTOBER 28, 2004

This Order shall be recorded in the official land records of Seminole County and shall constitute a lien against the land on which the violation exists and upon any other real or personal property owned by the Respondent.

DONE AND ORDERED this 28th day of October, 2004, in Seminole County, Florida.

**TOM HAGOOD – YES
ANNE BLAKEY – YES**

**JEAN METTS – YES
JAY AMMON – YES**

MOTION CARRIED 4 – 0.

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Case No: 04-76-CEB
Alfred Santiago
Deputy Building Official: Tom Helle

New Case.

Violation Charged: Florida Building Code, Section 104.1.1 and 105.4.
Described as: 1) Construction of a shed type structure without the required permit and inspections.
Location: 1478 Winston Road, Maitland (Commission District 4)
Tax Parcel ID # 20-21-30-505-0G00-0020

Tom Helle, Deputy Building Official, testified on behalf of the County and entered into evidence photographs of the violation. Mr. Helle also testified that the Respondent did get a permit for the shed, but the shed did not meet the required setbacks. The permit expired because the Respondent did not move the shed.

Mr. Helle further testified that the Respondent applied for a variance and was denied by the Board of Adjustment. There have been several complaints from neighbors regarding this shed.

Mr. Helle stated that the recommendation would be to have the Respondent apply for a permit on or before November 1, 2004 and require the Respondent to have the necessary reinspections on or before May 1, 2005 or a fine of \$100.00 per day.

Alfred Santiago, Respondent, testified on his behalf and advised the Board that he tried to rent a crane to move the shed to the approved location but the cost of renting the crane was approximately \$10,000.00.

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
OCTOBER 28, 2004

Mr. Santiago further testified that he has found someone who will tear down the shed and build it in the approved location but that it would be a few weeks before the person can start working on this.

After discussion of this case by the Board:

MOTION BY ANNE BLAKEY TO ACCEPT STAFF RECOMMENDATION.

Additional discussion of this case was had by the Board wherein Ms. Blakey made an Amended Motion as follows:

**MOTION BY ANNE BLAKEY, SECONDED BY JAY AMMON THAT
THE FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER BE:**

FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER

Based on the testimony and evidence presented in case number 04-76-CEB, it is determined that the Respondent is:

- (a) the owner of record of the property (Tax Parcel ID # 20-21-30-505-0G00-0020) located at 1478 Winston Road, Maitland, located in Seminole County and legally described as follows:
 - LEG N 73 FT OF LOT 2 & S 7 FT OF LOT 1 BLK G
 - ENGLISH ESTATES UNIT 3
 - PB 14 PG 65
- (b) in possession or control of the property; and
- (c) in violation of the Florida Building Code, Section 104.1.1, and 105.4.

It is hereby ordered that the Respondent correct the violation on or before **December 1, 2004 by choosing option (1) or option (2) below.** In Order to correct the violation per option (1) or option (2), the Respondent shall take the following remedial action:

**1) APPLY FOR AND OBTAIN A PERMIT TO MOVE THE EXISTING
SHED TO AN APPROVED LOCATION ON THE PROPERTY.**

OR

2) REMOVE THE SHED COMPLETELY FROM THE PROPERTY.

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
OCTOBER 28, 2004

It is further ordered that if the Respondent chooses **option (1)** of this Order, the Respondent shall complete this process on or before **May 1, 2005**. In Order to complete this process to correct the violation, the Respondent shall take the following remedial action:

**(3) IF THE EXISTING SHED IS MOVED TO AN APPROVED LOCATION
ON THIS PROPERTY, ALL INSPECTIONS MUST BE COMPLETED AS
REQUIRED BY THE FLORIDA BUILDING CODE AND THE SEMINOLE
COUNTY BUILDING DEPARTMENT.**

If the Respondent does not comply with **option (1) or (2)** of this Order, a fine of **\$100.00** will be imposed for each day the violation continues, or is repeated after compliance past **December 1, 2004**. If the Respondent chooses **option (1)** and does not comply with **option (3)** of this Order, a fine of **\$100.00** will be imposed for each day the violation continues, or is repeated after compliance past **May 1, 2005**. **The Respondent is further ordered to contact the Seminole County Code Officer to arrange for an inspection of the property to verify compliance. Any fine imposed shall continue to accrue until such time as the Code Officer inspects the property and verifies compliance with this Order.**

This Order shall be recorded in the official land records of Seminole County and shall constitute a lien against the land on which the violation exists and upon any other real or personal property owned by the Respondent.

DONE AND ORDERED this 28th day of October, 2004, in Seminole County, Florida.

**TOM HAGOOD – YES
ANNE BLAKEY – YES**

**JEAN METTS – YES
JAY AMMON – YES**

MOTION CARRIED 4 – 0.

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SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
OCTOBER 28, 2004

Case No 03-63-CEB
Ruby Blake, Freddie Morris, MD &
Bertha Ross
Code Enforcement Officer: Dorothy Hird
Complaint No: 2003-3136

This is a repeat violation. The original violation was heard by the Board on August 28, 2003 and an Order was entered. Compliance was obtained on December 2, 2003. This case was brought before the Board for a lien request on December 4, 2003 and an Order Rescinding Fine of \$3,250.00 was entered by the Board at that time. An Affidavit of Repeat Violation was filed by the Code Enforcement Officer stating that the violation was being repeated as of August 30, 2004. This property is not in compliance at this time.

Recommendation: The Board issue an Order constituting a Fine on a Repeat Violation in the amount of \$2,950.00, for 59 days of non-compliance from August 30, 2004 up to and including October 28, 2004, be recorded in the public records and the fine shall continue to accrue at \$50.00 per day for each day the violation continues past October 28, 2004.

Violation Charged: Seminole County Code, Section 95.4 as defined in Section 95.3(g)(1).
Described as: 1) Junked or abandoned vehicle that is not kept within a garage or an attached carport.
Location: 137 Leon Street, Altamonte Springs, (Commission District 4)
Tax Parcel ID #18-21-30-507-0000-0740

Dorothy Hird, Code Enforcement Officer testified on behalf of the County and advised the Board that she inspected the property on October 21, 2004 and the junked vehicle remains.

Officer Hird further testified that she spoke to Ms. Morris and Ms. Morris advised that she was unaware of the violation on the property.

The Respondents were not present at this hearing.

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
OCTOBER 28, 2004

Officer Hird stated that the Recommendation would be to increase the fine from \$50.00 to \$100.00 per day if the violation continues after today's hearing.

After discussion of this case by the Board:

MOTION BY JEAN METTS, SECONDED BY ANNE BLAKEY THAT THE FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER ON A REPEAT VIOLATION NOT IN COMPLIANCE BE:

FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER
ON A REPEAT VIOLATION NOT IN COMPLIANCE

Based on the testimony and evidence presented in case number 03-63-CEB, it is determined that the Respondents are:

- (a) the owners of record of the property (Tax Parcel ID # 18-21-30-507-0000-0740) located at 137 Leon Street, Altamonte Springs, located in Seminole County and legally described as follows:
LEG ALL LOT 74 & S 10 FT OF W 100 FT OF LOT 75
REPLAT OF WINWOOD PARK PB 3 PG 30
- (b) in possession or control of the property; and
- (c) in violation of Seminole County Code, Chapter 95, Section 95.4 as defined in 95.3(l).

It is hereby ordered that the Respondents are in repeat violation of the Seminole County Code, as stated in the original Findings of Fact, Conclusions of Law and Order dated August 28, 2003. Compliance was achieved on December 2, 2003. A re-inspection was performed on August 30, 2004, which found that the violation was being repeated.

Therefore, the Board orders a fine in the amount of **\$2,950.00** for 59 days of non-compliance from August 30, 2004 up to and including October 28, 2004 at \$50.00 per day be imposed against the property and shall be recorded in the official land records of Seminole County.

The Board further orders that the daily fine be increased to **\$100.00** per day effective October 29, 2004 against the property and will continue to accrue at \$100.00 per day until compliance is obtained.

Respondents are further ordered to contact the Seminole County Code Officer to arrange for an inspection of the property to verify compliance. Any fine imposed shall continue to accrue until such time as the Code Officer inspects the property and verifies compliance with this Order.

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
OCTOBER 28, 2004

This Order shall be recorded in the official land records of Seminole County.

DONE AND ORDERED this 28th day of October, 2004, in Seminole County, Florida.

**TOM HAGOOD – YES
ANNE BLAKEY – YES**

**JEAN METTS – YES
JAY AMMON – YES**

MOTION CARRIED 4 – 0.

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Case No: 04-69-CEB
Todd & Susan M. Powell
Code Enforcement Officer: Dorothy Hird
Complaint No: 2004CE000839

New Case.

Violation Charged: Seminole County Code 95.4, as defined in Section 95.3(l).
Described as: 1) Junk or abandoned vehicle not kept within an enclosed garage or an attached carport.
Location: 225 Temple Avenue, Fern Park (Commission District 4)
Tax Parcel ID # 19-21-30-507-0B00-0040

Dorothy Hird, Code Enforcement Officer, testified on behalf of the County and entered into evidence photographs of the violation. Officer Hird advised the Board that she inspected the property yesterday and the violation remains.

Officer Hird further testified that she spoke with Mr. Powell and he requested that he be given 30 days to remove the violation.

The Respondents were not present at this hearing.

After discussion of this case by the Board:

**MOTION BY JAY AMMON, SECONDED BY JEAN METTS THAT THE
FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER BE:**

FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER

Based on the testimony and evidence presented in case number 04-69-CEB, it is determined that the Respondents are:

- (a) the owners of record of the property (Tax Parcel ID # 19-21-30-507-0B00-0040) located at 225 Temple Avenue, Fern Park, located in Seminole County and legally described as follows:
LEG LOT 4 BLK B FERN TERRACE
PB 11 PG 28
- (b) in possession or control of the property; and
- (c) in violation of Seminole County Code, Chapter 95, Section 95.4 as defined in 95.3(l).

It is hereby ordered that the Respondents correct the violation on or before **November 26, 2004**. In order to correct the violation, the Respondents shall take the following remedial action:

1) REMOVE THE JUNKED OR ABANDONED VEHICLES NOT BEING KEPT WITHIN AN ENCLOSED GARAGE OR AN ATTACHED CARPORT.

If the Respondents do not comply with the Order, a fine of **\$75.00** will be imposed for each day the violation continues, or is repeated after compliance past **November 26, 2004**. **The Respondents are further ordered to contact the Seminole County Code Officer to arrange for an inspection of the property to verify compliance. Any fine imposed shall continue to accrue until such time as the Code Officer inspects the property and verifies compliance with this Order.**

This Order shall be recorded in the official land records of Seminole County and shall constitute a lien against the land on which the violation exists and upon any other real or personal property owned by the Respondents.

DONE AND ORDERED this 28th day of October, 2004, in Seminole County, Florida.

**TOM HAGOOD – YES
ANNE BLAKEY – YES**

**JEAN METTS – YES
JAY AMMON – YES**

MOTION CARRIED 4 – 0.

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
OCTOBER 28, 2004

Case No: 04-74-CEB
Terry & John Crantias
Code Enforcement Officer: Pamela Taylor
Complaint No: 2004CE000897

New Case.

Violation Charged: Seminole County Code, Chapter 95, Section 95.4, as defined in Section 95.3(g)(l).
Described as: 1) Accumulation of trash and debris.
2) Junk or abandoned vehicle not kept within an enclosed garage or an attached carport.
Location: 158 Clyde Avenue, Longwood (Commission District 2)
Tax Parcel ID # 21-20-30-501-0D00-0040

Pamela Taylor, Code Enforcement Officer, testified on behalf of the County and entered into evidence photographs of the violations. Officer Taylor further testified that she inspected the property this morning and the violations remain.

The Respondents were not present at this hearing.

After discussion of this case by the Board:

**MOTION BY ANNE BLAKEY, SECONDED BY JAY AMMON THAT
THE FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER BE:**

FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER

Based on the testimony and evidence presented in case number 04-74-CEB, it is determined that the Respondents are:

- (a) the owners of record of the property (Tax Parcel ID # 21-20-30-501-0D00-0040) located at 158 Clyde Avenue, Longwood, located in Seminole County and legally described as follows:
LEG LOT 4 (LESS S 1.5 FT) BLK D COUNTRY CLUB
HEIGHTS UNIT 1 PB 13 PG 98
- (b) in possession or control of the property; and
- (c) in violation of Seminole County Code, Chapter 95, Section 95.4, as defined in 95.3(g)(l).

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
OCTOBER 28, 2004

It is hereby ordered that the Respondents correct the violation on or before **November 12, 2004**. In order to correct the violation, the Respondents shall take the following remedial action:

- 1) REMOVE THE ACCUMULATION OF TRASH AND DEBRIS.**
- 2) REMOVE THE JUNKED OR ABANDONED VEHICLES NOT BEING KEPT WITHIN AN ENCLOSED GARAGE OR AN ATTACHED CARPORT.**

If the Respondents do not comply with the Order, a fine of **\$100.00** will be imposed for each day the violations continue, or are repeated after compliance past **November 12, 2004**. **The Respondents are further ordered to contact the Seminole County Code Officer to arrange for an inspection of the property to verify compliance. Any fine imposed shall continue to accrue until such time as the Code Officer inspects the property and verifies compliance with this Order.**

This Order shall be recorded in the official land records of Seminole County and shall constitute a lien against the land on which the violation exists and upon any other real or personal property owned by the Respondents.

DONE AND ORDERED this 28th day of October, 2004, in Seminole County, Florida.

**TOM HAGOOD – YES
ANNE BLAKEY – YES**

**JEAN METTS – YES
JAY AMMON – YES**

MOTION CARRIED 4 – 0.

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Case No 99-102A-CEB
Success Today International Inc.
Terrence Laughlin, Registered Agent
Code Enforcement Officer: Joann Davids
Complaint No: 1999-05173

This is the second repeat violation. The original violation was heard by the Board on December 2, 1999 and an Order was entered. This case was brought before the Board for a lien request on January 27, 2000. Compliance was obtained on February 18, 2000. An Affidavit of Repeat Violation was filed by the Code Enforcement Officer stating that the violation was being repeated as of August 16, 2002. An Order was entered by the Board on the Repeat Violation on September

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
OCTOBER 28, 2004

26, 2002. An Affidavit of Compliance on Repeat Violation was filed by the Code Enforcement Officer stating that the violation was in compliance as of October 1, 2002. An Affidavit of Repeat Violation was again filed by the Code Enforcement Officer stating that the violation was being repeated as of August 4, 2004. An Affidavit of Compliance After Repeat Violation has been filed by the Code Enforcement Officer stating that the Respondents were in compliance as of October 19, 2004. This property is presently in compliance.

Recommendation: The Board issue an Order constituting a Fine on a Repeat Violation in the amount of \$26,250.00, for 75 days of non-compliance from August 4, 2004 through October 18, 2004 at \$350.00 per day, be recorded in the public records.

Violation Charged: Seminole County, Chapter 95, Section 95.4 as defined in Section 95.3(I).
Described as: 1) Junked or abandoned vehicles not kept within an enclosed garage or an attached carport.
Location: 9616 McNorton Drive, Altamonte Springs (Commission District 3)
Tax Parcel ID # 22-21-29-300-0400-0000

Joann Davids, Code Enforcement Officer, testified on behalf of the County and advised the Board that the Respondents are in compliance at this time.

Officer Davids stated that the recommendation would be to enter an Order of Repeat Violation.

The Respondents were not present at this hearing.

The Board inquired as to whether Staff would recommend a fine be imposed and Officer Davids advised the Board that Staff would leave that decision to the Board.

After discussion of this case by the Board:

MOTION BY JEAN METTS, SECONDED BY JAY AMMON THAT THE FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER ON A REPEAT VIOLATION PRESENTLY IN COMPLIANCE BE:

FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER
ON A REPEAT VIOLATION PRESENTLY IN COMPLIANCE

The Respondents are the owners of record of the property (Tax Parcel ID # 22-21-29-300-0400-0000) located at 9616 McNorton Road, Altamonte Springs, located in Seminole County and legally described as follows:

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
OCTOBER 28, 2004

LEG SEC 22 TWP 21S RGE 29E E 231.44 FT OF N 271.4 FT
OF S 471.4 FT OF NE ¼ OF SW ¼ (LESS S 98 FT)(1.25 AC)

This case came on for public hearing before the Code Enforcement Board of Seminole County on September 26, 2002, after due notice to the Respondents. The Board, having heard testimony under oath and having received evidence, issued its Findings of Fact, Conclusions of Law and Order on a Repeat Violation.

Said Order found that the Respondents were in repeat violation of the Seminole County Code, Chapter 95, Section 95.4 as defined in 95.3(l).

Said Order stated that if the Respondents repeat the violation after July 15, 2002, a fine in the amount of \$350.00 per day would be imposed for each day the violation is repeated and would continue to accrue until the Respondents are in compliance once again.

An Affidavit of Repeat Violation has been filed with the Board by the Code Officer, which Affidavit certifies under oath that the violation was being repeated as of August 4, 2004.

An Affidavit of Compliance After Repeat Violation, has been filed with the Board by the Code Officer, which Affidavit certifies under oath that corrective action has been taken by the Respondents as of October 19, 2004.

Based on the testimony and evidence presented, the Board finds that the Respondents were in repeat violation of the Seminole County Code, as stated in the Findings of Fact, Conclusions of Law and Order on Repeat Violation dated September 26, 2002.

Therefore, the Board orders that a fine in the amount of **\$26,250.00**, for 75 days of non-compliance from August 4, 2004 through October 18, 2004 at \$350.00 per day be imposed.

This Order shall be recorded in the public records of Seminole County, Florida.

DONE AND ORDERED this 28th day of October, 2004, in Seminole County, Florida.

**TOM HAGOOD – YES
ANNE BLAKEY – YES**

**JEAN METTS – YES
JAY AMMON – YES**

MOTION CARRIED 4 – 0.

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
OCTOBER 28, 2004

Case No: 04-42-CEB
Isiah & Lucille Cohen
Code Enforcement Officer: Dorothy Hird
Complaint No: 2003CE000103

This case was heard by the Board on June 24, 2004 and an Order was entered giving the Respondents a compliance date of August 27, 2004. An Affidavit of Non-Compliance has been filed by the Code Enforcement Officer on August 30, 2004. This property is not in compliance at this time.

Recommendation: The Board issue an Order constituting a lien in the amount of **\$3,050.00**, 61 days of non-compliance from August 28, 2004 through and including October 28, 2004, at \$50.00 per day be recorded in the public records and the fine shall continue to accrue at \$50.00 per day for each day the violation is repeated past October 28, 2004.

Violation Charged: Seminole County Code, Chapter 95, Section 95.4 as defined in Section 95.3(g)(l).
Described as: 1) Accumulation of trash and debris.
2) Junked or abandoned vehicles not being kept within an enclosed garage or an attached carport.
Location: 121 Jackson Street, Altamonte Springs (Commission District 4)
Tax Parcel ID # 18-21-30-502-0C00-013A

Dorothy Hird, Code Enforcement Officer, read a letter that was received from the Respondent, Isiah Cohen, in which he advised the Board that his wife had recently passed away from cancer and he now has cancer himself and is elderly and has not been able to keep up with the property. The Respondent requested in his letter to the Board that a lien not be placed on his property and that the current fine amount be rescinded.

After discussion of this case by the Board:

MOTION BY JEAN METTS, SECONDED BY JAY AMMON THAT THE ORDER RESCINDING FINE/LIEN BE:

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
OCTOBER 28, 2004

ORDER RESCINDING FINE/LIEN

The Respondents are the owners of record of the property (Tax Parcel # 18-21-30-502-0C00-013A) located at 121 Jackson Street, Altamonte Springs, located in Seminole County and legally described as follows:

LEG N 1/3 OF LOTS 13 14 + 15 BLK C MERRITT
PARK PB 8 PG 22

This case came on for public hearing before the Code Enforcement Board of Seminole County on the June 24, 2004, after due notice to the Respondents. The Board, having heard testimony under oath and having received evidence, issued its Findings of Fact, Conclusions of Law and Order.

Said Order found Respondents in violation of Seminole County Code, Chapter 95, Section 95.3(g)(l).

Said Order stated that a fine in the amount of \$50.00 per day would be imposed if the Respondents did not take certain corrective action by August 27, 2004.

An Affidavit of Non-Compliance had been filed with the Board by the Code Enforcement Officer, which Affidavit certified under oath that the required action had not been obtained as of August 30, 2004.

An Affidavit of Compliance has been filed with the Board by the Code Enforcement Officer, which Affidavit certifies under oath that the required action has been obtained as of October 20, 2004.

Accordingly, it having been brought to the Board's attention that Respondents have complied with the Order dated June 24, 2004, the Board orders that the fine of **\$2,600.00**, 52 days of non-compliance at \$50.00 per day imposed against the property, **be rescinded**.

This Order shall be recorded in the public records of Seminole County, Florida.

DONE AND ORDERED this 28th day of October, 2004, in Seminole County, Florida.

**TOM HAGOOD – YES
ANNE BLAKEY – YES**

**JEAN METTS – YES
JAY AMMON – YES**

MOTION CARRIED 4 – 0.

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
OCTOBER 28, 2004

AT THIS TIME, THE CHAIRMAN ASKED TO ENTERTAIN A MOTION TO ACCEPT THE CONSENT AGENDA AS LISTED. MOTION BY ANNE BLAKEY, SECONDED BY JAY AMMON TO ACCEPT THE CONSENT AGENDA AS FOLLOWS:

Case No: 04-40-CEB
Frank & Mary L. Jackson
Code Enforcement Officer: Dorothy Hird
Compliant No: 2003CE000007

This case was heard by the Board on June 24, 2004 and an Order was entered giving the Respondents a compliance date of September 1, 2004. An Affidavit of Non-Compliance has been filed by the Code Enforcement Officer on September 2, 2004. This property is not in compliance at this time.

Recommendation: The Board issue an Order constituting a lien in the amount of **\$560.00**, 56 days of non-compliance from September 2, 2004 through and including October 28, 2004, at \$10.00 per day be recorded in the public records and the fine shall continue to accrue at \$10.00 per day for each day the violation is repeated past October 28, 2004.

Violation Charged: Seminole County Code, Chapter 95, Section 95.4 as defined in Section 95.3(g)(l).
Described as: 1) Accumulation of trash and debris.
2) Junked or abandoned vehicles not being kept within an enclosed garage or an attached carport.
Location: 118 Florence Avenue, Altamonte Springs (Commission District 4)
Tax Parcel ID # 07-21-30-300-062B-0000

ORDER FINDING NON-COMPLIANCE AND IMPOSING FINE/LIEN

The Respondents are the owners of record of the property (Tax Parcel # 07-21-30-300-062B-0000) located at 118 Florence Avenue, Altamonte Springs, located in Seminole County and legally described as follows:

LEG SEC 07 TWP 21S RGE 30E BEG 265 FT E +
70 FT S OF NW COR OF E ½ OF SE ¼ OF SW ¼
RUN W 60 FT S 101.3 FT N 82 DEG E 60.6 FT N
92.8 FT TO BEG

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
OCTOBER 28, 2004

This case came on for public hearing before the Code Enforcement Board of Seminole County on the June 24, 2004, after due notice to the Respondents. The Board, having heard testimony under oath and having received evidence, issued its Findings of Fact, Conclusions of Law and Order.

Said Order found Respondents in violation of Seminole County Code, Chapter 95, Section 95.4 as defined in 95.3(l).

Said Order stated that a fine in the amount of \$10.00 per day would be imposed if the Respondents did not take certain corrective action by September 1, 2004.

An Affidavit of Non-Compliance bearing the date of September 2, 2004, has been filed with the Board by the Code Enforcement Officer, which Affidavit certifies under oath that the required action has not been obtained.

Accordingly, it having been brought to the Board's attention that Respondents have not complied with the Order dated June 24, 2004, the Board orders that a fine of **\$560.00**, 56 days of non-compliance at **\$50.00**, be imposed against the property and the fine shall continue to accrue at \$10.00 per day for each day the violation continues past October 28, 2004.

The Respondents must contact the Code Enforcement Officer to arrange for an inspection of the property to verify compliance. The fine imposed shall continue until such time as the Code Enforcement Officer inspects the property and establishes the date of compliance.

This Order shall be recorded in the official land records of Seminole County and shall constitute a lien against the land on which the violation exists and upon any other real or personal property owned by the Respondents.

DONE AND ORDERED this 28th day of October, 2004, in Seminole County, Florida.

**TOM HAGOOD – YES
ANNE BLAKEY – YES**

**JEAN METTS – YES
JAY AMMON – YES**

MOTION CARRIED 4 – 0.

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SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
OCTOBER 28, 2004

VII Approval of the minutes from the meeting of September 23, 2004.

**MOTION BY ANNE BLAKEY, SECONDED BY JAY AMMON TO APPROVE
THE MINUTES FROM THE MEETING OF SEPTEMBER 23, 2004.**

**TOM HAGOOD – YES
ANNE BLAKEY – YES**

**JEAN METTS – YES
JAY AMMON – YES**

MOTION CARRIED 4 – 0.

VIII Confirmation date of next meeting: December 2, 2004

IX Old Business – None

X New Business – None

**XI Adjourn – There being no further discussion, this meeting was adjourned at
2:25 pm.**

Respectfully submitted:

**Connie R. DeVasto
Clerk to the Code Enforcement Board**

**Tom Hagood
Chair**

10-28-04 minutes